

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Way, David G.  
Serial No: 10/041,853  
Date Filed: January 7, 2002  
Group Art Unit: 2613  
Examiner: Nathan M. Curs  
Confirmation No. 5513  
Title: SELECTABLE DISPERSION ENHANCEMENT

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from Examiner's Final Office Action dated May 11, 2006 and the Advisory Action dated July 28, 2006, finally rejecting Claims 1-9 and 11-20.

The Commissioner is hereby authorized to charge \$500.00 for this Notice of Appeal to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P. The Commissioner is also authorized to charge any additional fees or credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,  
Attorneys for Applicant



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Date: August 10, 2006

**CORRESPONDENCE ADDRESS**

Customer No. **05073**